

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

-v.-

AAFIA SIDDIQUI,

Defendant.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: <u>12/24/08</u>
DATE FILED: <u>12/24/08</u>

: 08 Cr. 826 (RMB)

: Order

As Amended

WHEREAS, on October 1, 2008, this Court ordered that a hearing will be conducted to determine whether AAFIA SIDDIQUI, the defendant, is medically fit and mentally competent to understand the nature and consequences of the proceedings against her or to assist properly in her defense, pursuant to 18 U.S.C. §§ 4241(a) and (c);

WHEREAS, AAFIA SIDDIQUI, the defendant, was subsequently transferred to the Federal Medical Center in Carswell, Texas ("FMC Carswell"), for purposes of psychiatric and/or psychological examination (and appropriate ~~mental~~ ^{medical and} health treatment), pursuant to 18 U.S.C. §§ 4241(b) and 4247(b);

WHEREAS, a forensic evaluation concerning the results of FMC Carswell's examination of AAFIA SIDDIQUI, the defendant, was prepared on November 6, 2008, pursuant to 18 U.S.C. §§ 4241(b) and 4247(c);

WHEREAS, the Government and defense counsel have both retained mental health professionals (the "Mental Health Professionals") in order to conduct additional psychiatric analyses and evaluations (the "Evaluations") of AAFIA SIDDIQUI,

the defendant, for purposes of the pending proceedings relating to AAFIA SIDDIQUI's competence; *subject to the rules and regulations of the U.S. Bureau of Prisons and upon adequate notice to and approval of the Wardens of FMC Carswell and the MDC Brooklyn*

The following is hereby ORDERED:

1. The Mental Health Professionals shall be permitted access to FMC Carswell and the Metropolitan Detention Center in Brooklyn, New York ("MDC Brooklyn") for purposes of conducting the Evaluations;

2. The Mental Health Professionals shall be permitted to interview AAFIA SIDDIQUI, the defendant, for purposes of the Evaluations;

3. The Mental Health Professionals shall be permitted to interview any other individuals at FMC Carswell and MDC Brooklyn relating to the competence and mental health treatment of AAFIA SIDDIQUI, the defendant, for purposes of the Evaluations;

4. The Mental Health Professionals shall be permitted to review, inspect, and/or copy any documentation or information at FMC Carswell and MDC Brooklyn relating to the competence of AAFIA SIDDIQUI, the defendant, for purposes of conducting the Evaluations;

5. The Mental Health Professionals are permitted to discuss the Evaluations with the Government, the Court, defense counsel, and treating or examining psychiatrists, psychologists, or mental health staff at FMC Carswell and MDC Brooklyn; and

6. Any reports (the "Reports") generated by the

are confidential and

Mental Health Professionals may only be shared with the
Government, the Court, defense counsel, and treating or examining
psychiatrists and psychologists, and the Warden
at FMC
Carswell and MDC Brooklyn.

The Reports shall be submitted under ^{to the court}
seal, until further Order of the Court.

SO ORDERED



RICHARD M. BERMAN
United States District Judge

12/23/08

Dated: New York, New York
December 23, 2008